



UTILITY DECLARATION
AND POWER OF ATTORNEY
Utility Application

Lyon & Lyon LLP
Docket Information
257/019

RECEIVED

MAY 09 2002

As a below named inventor, I hereby declare that:

TECH CENTER 1600/2900

My residence, post office address and citizenship are as stated below next to my name.

I believe I am an original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled A COMPOUND AND METHOD OF TREATMENT FOR FUNGAL PATHOLOGIES OF THE ORAL CAVITY the specification of which was filed on January 29, 2001 as United States Application Serial No. 09/774,282.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment(s) referred to above.

I acknowledge the duty to disclose information which is material to the patentability of this application in accordance with Title 37, Code of Federal Regulations, § 1.56.

POWER OF ATTORNEY: As a named inventor, I hereby appoint as my attorneys and/or agents, with full power of substitution and revocation, to prosecute this application and transact all business in the United States Patent and Trademark Office, and in countries other than the United States, and to do all things necessary or appropriate therefor before any competent International Authorities in connection with any international patent application(s) corresponding to the above-identified invention application, all of the registered practitioners identified by Customer Number 22249:



22249

PATENT TRADEMARK OFFICE

LYON & LYON LLP
Suite 4700
633 W. Fifth Street
Los Angeles, CA 90071
(213) 489-1600

COPY OF PAPERS
ORIGINALLY FILED

Please direct all inquiries to Michael J. Wise, at the above Customer Number.

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Title 18, United States Code, § 1001 and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

| | | | | |
|----------------------|-------------------------|--------------------------|--------------------------------|-------------------------------|
| 201 | FULL NAME OF INVENTOR | FIRST Name James | MIDDLE Initial M | LAST Name LIPTON |
| | RESIDENCE & CITIZENSHIP | City Woodland Hills | State or Foreign Country CA | Country of Citizenship USA |
| | POST OFFICE ADDRESS | 5800 Owensmouth St., #10 | City Woodland Hills | State or Country CA |
| INVENTOR'S SIGNATURE | | | DATE | |

| | | | | |
|----------------------|-------------------------|--------------------|-----------------------------------|---------------------------------|
| 202 | FULL NAME OF INVENTOR | FIRST Name Anna | MIDDLE Initial P | LAST Name CATANIA |
| | RESIDENCE & CITIZENSHIP | City Milan | State or Foreign Country ITALY | Country of Citizenship ITALY |
| | POST OFFICE ADDRESS | 15 Corso Italia | City Milan | State or Country ITALY |
| INVENTOR'S SIGNATURE | | | DATE | |



COPY OF PAPERS
ORIGINALLY FILED

Patent
257/019

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:) Group Art Unit: 1646
LIPTON, James et al.) Examiner: not yet assigned
Serial No.: 09/774,282)
Filed: January 29, 2001)
For: A COMPOUND AND METHOD OF)
TREATMENT FOR FUNGAL)
PATHOLOGIES OF THE ORAL CAVITY)

RECEIVED

MAY 09 2002

TECH CENTER 1600/2900

**STATEMENT OF INVENTOR ANNA P. CATANIA TO CORRECT INVENTORSHIP
PURSUANT TO 37 CFR § 1.48(a)**

I, Anna P. Catania, declare as follows:

1. My full name and residence are set forth below.
2. I have reviewed the pending U.S. Patent Application No. 09/774,282 containing claims 1-28, and I confirm that I am an inventor of this application as to at least one of these claims.
3. Any failure to include myself (Anna P. Catania) as an inventor in the pending Application No. 09/774,282 was through error which occurred without deceptive intent on my part.
4. I do hereby declare under penalty of perjury that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be

LA-231076.1

**CERTIFICATE OF MAILING
(37 C.F.R. §1.8a)**

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as First Class Mail in an envelope addressed to the Commissioner for Patents, Washington, D.C. 20231.

APRIL 24, 2002
Date of Deposit

MIYABI GRACE
Name of Person Mailing Paper

Miyabi Grace
Signature of Person Mailing Paper

true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code.

Executed this 8th day of April, 2002, at _____.



Anna P. Catania

15 Corso Italia
Milan, 20122
ITALY